



IN THE COURT OF CRIMINAL APPEALS OF TEXAS

NO. WR-72,017-13

IN RE JAVIER RIVERA FRANCO, Relator

ON APPLICATION FOR A WRIT OF MANDAMUS
CAUSE NO. W05-45713-T(D) IN THE 283RD DISTRICT COURT
FROM DALLAS COUNTY

Per curiam.

ORDER

Relator has filed a motion for leave to file an application for a writ of mandamus under this Court's original jurisdiction. Relator contends that the District Clerk of Dallas County has failed to properly accept and file an 11.07 habeas application he sent to the Clerk on January 27, 2023. to determine how much it will cost to purchase copies of videos from his case.

In these circumstances, additional facts are needed. *In re Bonilla*, 424 S.W.3d 528 (Tex. Crim. App. 2014). Respondent, the District Clerk of Dallas County, is ordered to file a response stating whether or not Relator has filed a habeas application in Dallas County, and whether or not Respondent has accepted and filed the application. *See* Tex. Code Crim. Proc. art. 11.07, § 3(b); Tex. R. App. P. 73.4. If Relator mailed an application to the Respondent and the Respondent has not

accepted and filed the application, the response to this order shall set forth the Respondent's legal rationale for not doing so. This motion for leave to file will be held. Respondent shall comply with this order within thirty days from the date of this order.

Filed: April 12, 2023

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